

Application No. 10/790,998
Amendment dated May 23, 2005
Reply to Office Action dated February 23, 2005

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

1. (original) A diver for use with a fishing line having a fishing hook, the diver comprising:

a substantially planar, disk-shaped body, the body having a top side and a bottom side, said body including a ball receiver formed on said top side;

a line locking assembly for selectively securing a first portion of the fishing line to said body; and

a quick release assembly for releasably holding a second portion of the fishing line and for the quick release of the fishing line upon striking of the fishing hook by a fish, said quick release assembly including a ball and a shaft extending from said ball, said ball being pivotably within said ball receiver, said shaft extending through said body, the second portion of the fishing line being releasably attached to said shaft.

2. (original) The diver of Claim 1, wherein said body includes a side, said side having a notch defined therein, and wherein said line locking

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assembly further includes a locking member, said locking member being removably attached to said notch defined in said body.

3. (original) The diver of Claim 2, wherein said locking member is a spring.

4. (original) The diver of Claim 2, wherein said line locking assembly further includes a guide for holding the first portion of the line against said body, said guide being releasably attachable to said body.

5. (original) The diver of Claim 1, wherein said shaft of said quick release assembly includes a ball attachment end and a quick release clip end, said quick release assembly further including a quick release clip fitted to said quick release clip end of said shaft, said quick release clip being adjustably fitted to said shaft whereby said quick release clip may be adjusted in position along the length of said shaft to a position closer to or further from said ball.

6. (original) The diver of Claim 1, wherein said ball receiver includes a base integral with said top side of said body, said base having an aperture defined therethrough such that said aperture is defined through said body.

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7. (original) The diver of Claim 1, further including a ball receiver cap fitted to said ball receiver.

8. (original) The diver of Claim 1, further including a counterweight, said counterweight being fitted to said body.

9. (original) The diver of Claim 1, further including a floatation device, said floatation device being fitted to said body.

10. (currently amended) A diver for use with a fishing line having a fishing hook, the diver comprising:

a substantially disk-shaped body, the body having a top side and a bottom side;

a line locking assembly for selectively securing a first portion of the fishing line to said body; and

a quick release assembly for releasably holding a second portion of the fishing line and for the quick release of the fishing line upon striking of the fishing hook by a fish, said quick release assembly including a pivoting element including an elongated portion, said elongated portion extending through said body, said quick release assembly further including a fishing line release portion attached to said elongated portion, said pivoting element being a ball and wherein said elongated portion is a shaft, said shaft having a ball attachment end

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and a fishing line release portion end, said ball being attached to said ball attachment end and said fishing line release portion being attached to said fishing line release portion end.

11. (cancelled)

12. (currently amended) The diver of Claim 44 10, wherein said fishing line release portion is a quick release clip.

13. (original) The diver of Claim 11, wherein said ball is pivotable within said body includes a ball receiver formed on said top side, said ball of said quick-release assembly being pivotably situated within said ball receiver.

14. (original) The diver of Claim 13, wherein said ball receiver includes a base integral with said top side of said body, said base having an aperture defined therethrough such that said aperture is defined through said body.

15. (original) The diver of Claim 14, further including a ball receiver cap fitted to said ball receiver.

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16. (original) The diver of Claim 10, further including a counterweight, said counterweight being fitted to said body.

17. (original) The diver of Claim 10, further including a floatation device, said floatation device being fitted to said body.

18. (original) A diver for use with a fishing line having a fishing hook, the diver comprising:

a body having a top surface and a bottom surface, said top surface having a ball receiver and a line locking assembly receiver formed substantially thereupon;

a line locking assembly for selectively securing a first portion of the fishing line to said body; and

a quick release assembly for releasably holding a second portion of the fishing line and for the quick release of the fishing line upon striking of the fishing hook by a fish, said quick release assembly including a ball and a shaft extending from said ball, said ball being pivotably disposed within said receiver, said quick release assembly including a quick release portion attached to said ball for releasably holding the second portion of the fishing line.

19. (original) The diver of Claim 18, wherein said quick release portion includes a shaft extending from said ball.

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20. (currently amended) The diver of Claim ~~20~~ 19, further including a quick release clip attached to said shaft.

21. (previously presented) A diver for use with a fishing line having a fishing hook, the diver comprising:

a substantially planar, disk-shaped body, the body having a top side and a bottom side, said body including a ball receiver formed on said top side;

a line locking assembly for selectively securing a first portion of the fishing line to said body; and

a quick release assembly for releasably holding a second portion of the fishing line and for the quick release of the fishing line upon striking of the fishing hook by a fish, said quick release assembly including a pivoting element and said body having a pivoting element-retaining area substantially formed therein, said pivoting element being substantially disposed within said pivoting element-retaining area.

22. (previously presented) A diver for use with a fishing line having a fishing hook, the diver comprising:

a substantially disk-shaped body, the body having a top side and a bottom side;